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Attorneys for Defendants AGNES BORCHERT, ROBERT C. BORCHERT,
RAFAEL ANTONIO FEMATT, and MADISON ONE HOLDINGS LLC

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BECO DAIRY AUTOMATION, INC.,

Plaintiff,

v.

GLOBAL TECH SYSTEMS, INC., and DOES 1
to 50,

Defendant.

GLOBAL TECH SYSTEMS, INC., a New
Mexico corporation,

Counter-Claimant,

v.

BECO DAIRY AUTOMATION, INC., a
California corporation, and STAN BROWN, an
individual,

Counter-Defendants.

STAN BROWN, individually and as a
shareholder of GLOBAL TECH SYSTEMS,
INC.,

Cross-Complainant/Counter-Claimant,

v.

GLOBAL TECH SYSTEMS, INC., ROBERT C.
BORCHERT, AGNES BORCHERT, RAFAEL
ANTONIO FEMATT, and MADISON ONE
HOLDINGS, LLC,

Cross-Defendants/ Counter-Defendants

Case No. 1:12-CV-01310

**STIPULATION AND ORDER
TO EXTEND THE DEADLINE TO FILE
A RESPONSIVE PLEADING**

[L.R. 144(a)]

1 TO THE HONORABLE SANDRA M. SNYDER, UNITED STATES MAGISTRATE JUDGE:
2 Cross-Defendants ROBERT C. BORCHERT, AGNES BORCHERT, RAFAEL
3 ANTONIO FEMATT, and MADISON ONE HOLDINGS, LLC (collectively,
4 “Cross-Defendants”), and Cross-Complainant, STAN BROWN, individually and as a shareholder
5 of GLOBAL TECH SYSTEMS, INC., (“Cross-Complainant”), by and through their respective
6 counsel, hereby agree and stipulate, subject to approval of the Court, to extend the deadline for
7 filing a responsive pleading to Stan Brown’s Cross-Complaint from December 28, 2015, up to
8 January 25, 2016, in light of the following:

9 **RECITALS**

10 WHEREAS, Cross-Complainant filed a Cross-Complaint for Damages (the
11 “Cross-Complaint”) on November 6, 2015, in United States District Court, Eastern District of
12 California, Case No. 1:12-cv-01310.

13 WHEREAS, a Summons in a Civil Case was issued in the above-referenced action on
14 November 6, 2015 (the “Summons”).

15 WHEREAS, Cross-Defendants were served with a copy of the Cross-Complaint and
16 Summons at various times between November 10, 2015 and November 16, 2015.

17 WHEREAS, Cross-Defendants retained counsel on November 30, 2015;

18 WHEREAS, Cross-Defendants were required to file a responsive pleading between
19 December 1, 2015 and December 7, 2015.

20 WHEREAS, counsel for Cross-Complainant and counsel for Cross-Defendants agreed that
21 in light of the recent engagement of counsel, coupled with counsel having just finished a
22 four-week trial in Merced County and an impending week-long arbitration, Cross-Complainant
23 would extend the time for Cross-Defendants to file a responsive pleading by less than twenty eight
24 (28) days, thereby extending that time for Cross-Defendants to file a responsive pleading to on or
25 before December 28, 2015.

26 WHEREAS, Cross-Defendants’ counsel has been lead counsel on a four-week trial in
27 Merced County and a one-week arbitration in Fresno during the months of November and
28 December. Phase I of the arbitration concluded on Monday, December 15, 2015. With closing

1 briefs due the week of December 22nd for the trial in Merced, coupled with the upcoming holidays,
2 Cross-Defendants' counsel will be not be able to meaningfully come up to speed on the matter in
3 time to draft responsive pleadings by the previously extended filing deadline.

4 WHEREAS, with the Court's approval, counsel for Cross-Complainant and counsel for
5 Cross-Defendants have agreed to further extend the time for Cross-Defendants to file a responsive
6 pleading by an additional twenty eight (28) days, thereby extending the time for Cross-Defendants
7 to file a responsive pleading to on or before January 25, 2016.

8 **STIPULATION**

9 IT IS HEREBY STIPULATED AND AGREED by and between Cross-Complainant and
10 Cross-Defendants as follows:

11 1. The time by which Cross-Defendants have to file a responsive pleading is extended
12 to on or before January 25, 2016.

13 **IT IS SO STIPULATED.**

14
15 Dated: December 22, 2015

By: /s/ Matthew W. Quall
Matthew W. Quall
Attorneys for Cross-Defendants
AGNES BORCHERT, ROBERT C.
BORCHERT, RAFAEL ANTONIO
FEMATT, and MADISON
ONE HOLDINGS LLC

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17
18
19 Dated: December 22, 2015

By: /s/ Howard A. Sagaser
Howard A. Sagaser
Attorneys for Cross-Complainant STAN
BROWN, individually and as a shareholder
of GLOBAL TECH SYSTEMS,

ORDER

Pursuant to stipulation and good cause having been show, IT IS SO ORDERED:

1. The time for Cross- Defendants to file an Amended Answer shall be extended to on or before January 25, 2016.

IT IS SO ORDERED.

Dated: **December 23, 2015**

/s/ Sandra M. Snyder
UNITED STATES MAGISTRATE JUDGE